

**David W. Silke** (OBN 914295)  
Email: [dsilke@grsm.com](mailto:dsilke@grsm.com)  
**Robert L. Gillette, II** (OBN 220903)  
Email: [rgillette@grsm.com](mailto:rgillette@grsm.com)  
GORDON REES SCULLY MANSUKHANI, LLP  
1300 SW Fifth Avenue, Suite 2000  
Portland, OR 97201  
Telephone: (206) 695-5112  
Facsimile: (503) 616-3600

**Thomas C. Koessl**, *Pro Hac Vice*  
E-Mail: [tkoessl@lgcounsel.com](mailto:tkoessl@lgcounsel.com)  
**Ashleigh A. Stochel**, *Pro Hac Vice*  
E-mail: [astochel@lgcounsel.com](mailto:astochel@lgcounsel.com)  
L&G LAW GROUP, LLP  
Chicago, Illinois 60610  
Telephone: (312) 364-2500

Of Attorneys for Defendant Tomahawk Manufacturing

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

JAMES B. WOLFF,

Plaintiff,

v.

TOMAHAWK MANUFACTURING, a  
Wisconsin corporation,

Defendant.

No. 3:21-cv-00880-SI

**DECLARATION OF ROBERT L.  
GILLETTE II IN SUPPORT OF  
DEFENDANT'S OPPOSITION TO  
PLAINTIFF'S MOTION TO AMEND CASE  
MANAGEMENT ORDER**

I, Robert L. Gillette II, declare as follows:

1. The parties to this matter are not engaged in discussions to resolve Plaintiff's request to file a Third Amended Complaint.

2. I have searched our file, and I am not aware of any outstanding discovery requests by either party.

3. I, nor any of my co-counsel, have recently conferred with Plaintiff's counsel regarding additional discovery.

4. Plaintiff's counsel has not requested any additional depositions.

I declare under penalty of perjury under the laws of the State of Oregon that the foregoing is true and correct.

Executed this 5th day of December 2022 at Seattle, WA.

*s/ Robert L. Gillette, II*  
Robert L. Gillette, II, OBN 220903

**CERTIFICATE OF SERVICE**

I hereby certify that on this day, the foregoing document will be electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all registered participants.

Morris J. Morris, OSB #772839

Aruna A. Masih, OSB #973241

[mike@bennetthartman.com](mailto:mike@bennetthartman.com)

[aruna@bennetthartman.com](mailto:aruna@bennetthartman.com)

*Attorneys for Plaintiff*

Michael G. Jacobs, OSB #09392

[mike@bennetthartman.com](mailto:mike@bennetthartman.com)

*Attorney for Defendant*

Thomas C. Koessler, Pro Hac Vice

Asleigh A. Stochel, Pro Hac Vice

[tkoessler@lgcounsel.com](mailto:tkoessler@lgcounsel.com)

[astochel@lgcounsel.com](mailto:astochel@lgcounsel.com)

*Admitted Pro Hac Vice Attorneys for Defendants*

DATED: December 5, 2022.

s/ Christine F. Zea

Christine F. Zea, Legal Assistant